IN THE UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF OHIO
WESTERN DIVISION

RONALD MELTON, et al.	:	CASE NO. C-1-01-528
Plaintiffs	:	(Judge Spiegel)
vs.	:	
BOARD OF COUNTY COMMISSIONERS OF HAMILTON COUNTY, OHIO, et al.	:	
	:	
Defendants		

PLAINTIFFS' MOTION TO CONSOLIDATE AND JOIN CLASS ACTION PROCEEDINGS

Plaintiffs hereby move this Honorable Court to enter an order granting them leave to consolidate the instant action with the pending class action proceedings; to wit, *Willenbrook v. Hamilton County*, No. C-1-01-771, and *Chesher v. Neyer*, No. C-1-01-566, consolidated under *Chesher*, and permitting them to "opt into" the class defined therein. As grounds therefore, Plaintiffs offer the following.

As the Court is aware, Plaintiffs have been undertaking discovery independent of the class action proceedings and until this time have delayed any decision as to whether they should "opt" into or maintain an action separate from the class proceedings. Following the deposition of Defendant Tobias, Plaintiffs have made the determination that it would be to the advantage of all parties and the Court for them to "opt" into the class action proceedings and their action consolidated with the pending class action proceedings. The judicial economy as well as the consolidation of resources on both the part of the Class Representatives, Plaintiffs, and Defendants support Plaintiffs' request herein.

Accordingly, Plaintiffs hereby respectfully request that the instant motion be granted, that an order be entered permitting them to "opt" into the pending class action proceedings, and that their action be consolidated with the pending class action proceedings; to wit, *Willenbrook v. Hamilton County*, No. C-1-01-771, and *Chesher v. Neyer*, No. C-1-01-566, consolidated under *Chesher*.

Respectfully submitted,

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CERTIFICATE OF SERVICE

I HEREBY CERTIFY that a true copy of the foregoing has been served on opposing counsel by electronic service through the CM/ECF filing program at their respective e-mail addresses by this 22nd day of January, 2004.

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